

ESTTA Tracking number: **ESTTA540436**

Filing date: **05/29/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Wilmar Sugar Australia Limited f/k/a Sucrogen Limited
Granted to Date of previous extension	05/29/2013
Address	100 Pacific Highway Level 8 North Sydney, NSW 2060 AUSTRALIA
Party who filed Extension of time to oppose	Sucrogen Limited Sucrogen Limited
Relationship to party who filed Extension of time to oppose	Sucrogen Limited's name changed to Wilmar Sugar Australia Limited effective May 20, 2013.

Attorney information	TRACY L DEUTMAYER MCGRATH NORTH MULLIN & KRATZ PC LLO 1601 DODGE ST, STE 3700 OMAHA, NE 68102 UNITED STATES trademark@mcgrathnorth.com Phone:402-341-3070
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### Applicant Information

Application No	79110619	Publication date	01/29/2013
Opposition Filing Date	05/29/2013	Opposition Period Ends	05/29/2013
International Registration No.	1110542	International Registration Date	01/27/2012
Applicant	FIRMENICH SA 1 route des Jeunes Case postale 239; CH-1211 GenÃ"ve  SWITZERLAND		

### Goods/Services Affected by Opposition

Class 030.

All goods and services in the class are opposed, namely: Flavors and flavoring compositions of natural and artificial origin, other than essential oils, for use in the flavor industry and intended to impart taste to foodstuffs, beverages, pharmaceutical products and mouth care products

### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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## Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	4014539	Application Date	07/23/2010
Registration Date	08/23/2011	Foreign Priority Date	NONE
Word Mark	SUCROGEN		
Design Mark			
Description of Mark	The mark consists of the word "SUCROGEN" below the design of a single droplet, having a series of differently shaded bars emanating from a single point on the left side of the droplet.		
Goods/Services	<p>Class 030. First use:</p> <p>Sugar; sugar products, namely, granulated sugar, powdered sugar, white sugar, refined white sugar, fine white sugar, coarse white sugar, white sugar sticks, white sugar cubes, white sugar crystals, icing sugar, flavored icing sugar, icing sugar mixtures, gluten free icing sugar, caster sugar, castor sugar, flavored sugar, baking sugar, jam sugar, coffee sugar, coffee sugar crystals, coffee sugar sticks, demerara sugar, demerara sugar crystals, demerara sugar sticks, sugar confectionery, confectionery sugar, organic sugar, natural sugar, brewing sugar, carbon reduced sugar, carbon neutral sugar, brown sugar, dark brown sugar, dark cane sugar, raw sugar, refined raw sugar, unrefined raw sugar, raw sugar cubes, raw sugar sticks, raw icing sugar, raw caster sugar, raw baking sugar, fortified sugar, cane sugar, low GI sugar, nutrient enhanced sugar, calorie reduced sugar, sugar blends, sugar substitutes, liquid sugar, fine liquid sugar, amber liquid sugar, dark liquid sugar, sugar blended with artificial sweeteners, sugar blended with natural sweeteners, molasses, molasses syrup, treacle, sugar-based syrups, flavored syrups, maple syrup, flavored maple syrup, golden syrup, flavored golden syrup, treacle syrup, flavored treacle syrup, honey syrup, flavored honey syrup, invert syrup; natural sweetening agents, namely, sugar alcohols, stevia; products for flavoring, seasoning or enhancing the flavor of foodstuffs and beverages, namely, salt, cooking salt, sea salt for cooking, seasoned salt, spiced salt, table salt, salt for flavoring foods and beverages, pepper, ground pepper, seasoning peppers, spices, curry spices, food paste spices, herbs for flavoring foods, dried seasoning herbs, garden seasoning herbs, seasonings, seasoning blends, coffee oils, marinades, marinades containing spices and marinades containing herbs; flour, namely, plain flour, organic plain flour, self raising flour, organic self-raising flour, wholemeal flour, organic wholemeal flour, bleached flour, unbleached flour, corn flour, rice flour, noodle flour, buckwheat flour, rye flour, gluten-free flour, multigrain flour, sourdough flour, tapioca flour and oilseed flour</p>		

Related Proceedings	None
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Attachments	Sucrogen-Notice-Opposition.pdf(47700 bytes ) Sucrogen-Exhibits.pdf(471316 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Overnight Courier on this date.

Signature	/Tracy L. Deutmeyer/
Name	TRACY L DEUTMAYER
Date	05/29/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

IN THE MATTER OF APPLICATION SERIAL NO. 79/110,619  
PUBLISHED IN THE OFFICIAL GAZETTE ON JANUARY 29, 2013

WILMAR SUGAR AUSTRALIA  
LIMITED, f/k/a SUCROGEN  
LIMITED

Opposer,

v.

FIRMENICH SA,

Applicant.

OPPOSITION NO.: \_\_\_\_\_

**NOTICE OF OPPOSITION**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Wilmar Sugar Australia Limited, a corporation organized and existing under the laws of Australia and formerly known as Sucrogen Limited, with offices located at 100 Pacific Highway, Level 8, North Sydney, New South Wales, Australia 2060 ("Wilmar"), believes that it will be damaged by registration of the mark shown in Application Serial No. 79/110,619 in Class 30 filed by FIRMENICH SA ("Applicant"), and hereby opposes the same.

As grounds for opposition, it is alleged that:

1. Pursuant to Application Serial No. 79/110,619, filed January 27, 2012, Applicant seeks to register the mark SUCROGEM for "flavors and flavoring compositions of natural and artificial origin, other than essential oils, for use in the flavor industry and intended to impart taste to foodstuffs, beverages, pharmaceutical products and mouth care products" in International Class 30 ("Applicant's Goods"), as is evidenced by the publication of said mark in the January 29, 2013 issue of the Official Gazette on pages TM 34-35.

2. Wilmar is the owner of U.S. Registration No. 4,014,539, issued August 23, 2011 (pursuant to Application Serial No. 79/086,115, filed July 23, 2010) under Section 66(a) of the Trademark Act based on International Registration No. 1047771, which registered on July 23, 2010, for the trademark depicted below ("Mark") for use in connection with "sugar; sugar products, namely, granulated sugar, powdered sugar, white sugar, refined white sugar, fine white sugar, coarse white sugar, white sugar sticks, white sugar cubes, white sugar crystals, icing sugar, flavored icing sugar, icing sugar mixtures, gluten free icing sugar, caster sugar, castor sugar, flavored sugar, baking sugar, jam sugar, coffee sugar, coffee sugar crystals, coffee sugar sticks, demerara sugar, demerara sugar crystals, demerara sugar sticks, sugar confectionery, confectionery sugar, organic sugar, natural sugar, brewing sugar, carbon reduced sugar, carbon neutral sugar, brown sugar, dark brown sugar, dark cane sugar, raw sugar, refined raw sugar, unrefined raw sugar, raw sugar cubes, raw sugar sticks, raw icing sugar, raw caster sugar, raw baking sugar, fortified sugar, cane sugar, low GI sugar, nutrient enhanced sugar, calorie reduced sugar, sugar blends, sugar substitutes, liquid sugar, fine liquid sugar, amber liquid sugar, dark liquid sugar, sugar blended with artificial sweeteners, sugar blended with natural sweeteners, molasses, molasses syrup, treacle, sugar-based syrups, flavored syrups, maple syrup, flavored maple syrup, golden syrup, flavored golden syrup, treacle syrup, flavored treacle syrup, honey syrup, flavored honey syrup, invert syrup; natural sweetening agents, namely, sugar alcohols, stevia; products for flavoring, seasoning or enhancing the flavor of foodstuffs and beverages, namely, salt, cooking salt, sea salt for cooking, seasoned salt, spiced salt, table salt, salt for flavoring foods and beverages, pepper, ground pepper, seasoning peppers, spices, curry spices, food paste spices, herbs for flavoring foods, dried seasoning herbs, garden seasoning herbs, seasonings, seasoning blends, coffee oils, marinades, marinades containing spices and marinades containing herbs; flour, namely, plain flour, organic plain flour, self raising flour, organic self-raising flour, wholemeal flour, organic wholemeal flour,

bleached flour, unbleached flour, corn flour, rice flour, noodle flour, buckwheat flour, rye flour, gluten-free flour, multigrain flour, sourdough flour, tapioca flour and oilseed flour multigrain flour, sourdough flour, tapioca flour and oilseed flour” in International Class 30 (the “Registration”). Attached to this Notice of Opposition is a current printout of information from the USPTO’s electronic database showing the current status of the Registration, coupled with a copy of the U.S. Certificate of Registration.



3. Sucrogen Limited changed its name to Wilmar Sugar Australia Limited effective May 20, 2013. Such change of name was recorded with the International Bureau on May 29, 2013. A copy of a current company extract of Wilmar is attached to this Notice of Opposition, showing that the name, Wilmar Sugar Australia Limited, was adopted on May 20, 2013.

4. There is no issue as to priority. The Registration registered under Section 66(a) of the Trademark Act based on International Registration No. 1047771, which issued on July 23, 2010, and the request for extension of protection to the U.S. was filed in the Application for International Registration. Therefore, Wilmar’s date of priority in the U.S. is July 23, 2010, more than one year earlier than the earliest priority date claimed by Applicant. The earliest priority date claimed by Applicant is August 8, 2011, as shown in the Notice of Publication for Application Serial No. 79/110,619 in the January 29, 2013 issue of the Official Gazette on pages TM 34-35.

5. A likelihood of confusion exists between the trademark SUCROGEM as set forth in Application Serial No. 79/110,619 and the Mark registered by Wilmar.

6. If Applicant is permitted to use and register the trademark SUCROGEM for use on any of Applicant's Goods, such use and registration is likely to cause confusion and lead to deception as to the source, origin and/or sponsorship of the goods bearing Applicant's trademark, causing damage and injury to Wilmar.

7. If Applicant is permitted to use and register the trademark SUCROGEM for use on any of Applicant's Goods, such use and registration is likely to dilute and/or damage the value, reputation and/or goodwill associated with the Mark, causing damage and injury to Wilmar.

8. If Applicant is granted the registration herein opposed, Applicant would thereby obtain at least a prima facie exclusive right to use the SUCROGEM trademark in the U.S., causing damage and injury to Wilmar.

WHEREFORE, Wilmar prays that trademark application Serial No. 79/110,619 be rejected as to Class 30, and that the mark therein sought for the goods therein specified in Class 30 be denied and refused.

The statutory filing fee of three hundred dollars (U.S. \$300) is submitted herewith.

Dated: May 29, 2013

RESPECTFULLY SUBMITTED,

WILMAR SUGAR AUSTRALIA LIMITED

By /Tracy L. Deutmeyer/  
Tracy L. Deutmeyer, NE #23262  
McGrath North Mullin & Kratz, PC LLO  
Suite 3700 First National Tower

1601 Dodge St.  
Omaha, Nebraska 68102  
(402) 341-3070 (phone)  
(402) 952-6870 (fax)  
trademark@mcgrathnorth.com  
ATTORNEY FOR OPPOSER

**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that the above and foregoing NOTICE OF OPPOSITION is being filed electronically with the United States Patent and Trademark Office utilizing the *Electronic System for Trademark Trials and Appeals* this 29th day of May, 2013.

/Tracy L. Deutmeyer/  
TRACY L. DEUTMEYER

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing NOTICE OF OPPOSITION was sent via overnight courier, on this 29th day of May, 2013, to the following:

FIRMENICH SA  
Rue de la Bergère 7,  
Case postale 148  
CH-1217 Meyrin 2  
SWITZERLAND

/Tracy L. Deutmeyer/  
TRACY L. DEUTMEYER



**Generated on:** This page was generated by TSDR on 2013-05-29 10:14:25 EDT

**Mark:** SUCROGEN



**US Serial Number:** 79086115

**Application Filing Date:** Jul. 23, 2010

**US Registration Number:** 4014539

**Registration Date:** Aug. 23, 2011

**Register:** Principal

**Mark Type:** Trademark

**Status:** Registered. The registration date is used to determine when post-registration maintenance documents are due.

**Status Date:** Aug. 23, 2011

**Publication Date:** Jun. 07, 2011

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## Mark Information

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**Mark Literal Elements:** SUCROGEN

**Standard Character Claim:** No

**Mark Drawing Type:** 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

**Description of Mark:** The mark consists of the word "SUCROGEN" below the design of a single droplet, having a series of differently shaded bars emanating from a single point on the left side of the droplet.

**Color(s) Claimed:** Color is not claimed as a feature of the mark.

**Design Search Code(s):** 01.15.08 - Raindrop (a single drop); Single drop (rain, tear, etc.); Teardrop (a single drop)  
26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s)  
26.17.05 - Bands, horizontal; Lines, horizontal; Horizontal line(s), band(s) or bar(s); Bars, horizontal  
26.17.06 - Diagonal line(s), band(s) or bar(s); Bars, diagonal; Bands, diagonal; Lines, diagonal

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## Related Properties Information

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**International Registration Number:** 1047771

**International Registration Date:** Jul. 23, 2010

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Sugar; sugar products, namely, granulated sugar, powdered sugar, white sugar, refined white sugar, fine white sugar, coarse white sugar, white sugar sticks, white sugar cubes, white sugar crystals, icing sugar, flavored icing sugar, icing sugar mixtures, gluten free icing sugar, caster sugar, castor sugar, flavored sugar, baking sugar, jam sugar, coffee sugar, coffee sugar crystals, coffee sugar sticks, demerara sugar, demerara sugar crystals, demerara sugar sticks, sugar confectionery, confectionery sugar, organic sugar, natural sugar, brewing sugar, carbon reduced sugar, carbon neutral sugar, brown sugar, dark brown sugar, dark cane sugar, raw sugar, refined raw sugar, unrefined raw sugar, raw sugar cubes, raw sugar sticks, raw icing sugar, raw caster sugar, raw baking sugar, fortified sugar, cane sugar, low GI sugar, nutrient enhanced sugar, calorie reduced sugar, sugar blends, sugar substitutes, liquid sugar, fine liquid sugar, amber liquid sugar, dark liquid sugar, sugar blended with artificial sweeteners, sugar blended with natural sweeteners, molasses, molasses syrup, treacle, sugar-based syrups, flavored syrups, maple syrup, flavored maple syrup, golden syrup, flavored golden syrup, treacle syrup, flavored treacle syrup, honey syrup, flavored honey syrup, invert syrup; natural sweetening agents, namely, sugar alcohols, stevia; products for flavoring, seasoning or enhancing the flavor of foodstuffs and beverages, namely, salt, cooking salt, sea salt for cooking, seasoned salt, spiced salt, table salt, salt for flavoring foods and beverages, pepper, ground pepper, seasoning peppers, spices, curry spices, food paste spices, herbs for flavoring foods, dried seasoning herbs, garden seasoning herbs,

seasonings, seasoning blends, coffee oils, marinades, marinades containing spices and marinades containing herbs; flour, namely, plain flour, organic plain flour, self raising flour, organic self-raising flour, wholemeal flour, organic wholemeal flour, bleached flour, unbleached flour, corn flour, rice flour, noodle flour, buckwheat flour, rye flour, gluten-free flour, multigrain flour, sourdough flour, tapioca flour and oilseed flour

**International Class(es):** 030 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 66(a)

## Basis Information (Case Level)

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** Yes

**Currently 66A:** Yes

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Sucrogen Limited

**Owner Address:** Level 8  
100 Pacific Highway; North Sydney NSW 2060  
AUSTRALIA

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:** AUSTRALIA

## Attorney/Correspondence Information

**Attorney of Record - None**

**Correspondent**

**Correspondent  
Name/Address:** Halfords IP  
GPO Box 4212  
SYDNEY NSW 2001  
AUSTRALIA

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Apr. 16, 2012	FINAL DECISION TRANSACTION PROCESSED BY IB	
Mar. 28, 2012	FINAL DISPOSITION NOTICE SENT TO IB	
Mar. 28, 2012	FINAL DISPOSITION PROCESSED	72589
Nov. 23, 2011	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Sep. 04, 2011	NOTIFICATION PROCESSED BY IB	
Aug. 23, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 07, 2011	PUBLISHED FOR OPPOSITION	
May 18, 2011	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
May 18, 2011	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
May 18, 2011	NOTICE OF PUBLICATION	
May 03, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
May 02, 2011	ASSIGNED TO LIE	77976
Apr. 15, 2011	EXAMINERS AMENDMENT MAILED	
Apr. 14, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 14, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 14, 2011	EXAMINERS AMENDMENT -WRITTEN	83187
Mar. 24, 2011	CORRESPONDENCE MAILED	
Mar. 24, 2011	FINAL REFUSAL WRITTEN	83187
Mar. 23, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889

Mar. 23, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 23, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 02, 2011	ASSIGNED TO EXAMINER	83187
Nov. 28, 2010	REFUSAL PROCESSED BY IB	
Nov. 09, 2010	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Nov. 09, 2010	REFUSAL PROCESSED BY MPU	67445
Nov. 09, 2010	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Nov. 08, 2010	NON-FINAL ACTION WRITTEN	81140
Nov. 08, 2010	ASSIGNED TO EXAMINER	81140
Sep. 21, 2010	APPLICATION FILING RECEIPT MAILED	
Sep. 17, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 16, 2010	LIMITATION OF GOODS/SERVICES FROM IB ENTERED	67442
Sep. 16, 2010	SN ASSIGNED FOR SECT 66A APPL FROM IB	

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### International Registration Information (Section 66a)

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<b>International Registration Number:</b> 1047771  <b>Intl. Registration Status:</b> REQUEST FOR EXTENSION OF PROTECTION PROCESSED  <b>Notification of Designation Date:</b> Sep. 16, 2010  <b>International Registration Renewal Date:</b> Jul. 23, 2020  <b>First Refusal Flag:</b> Yes	<b>International Registration Date:</b> Jul. 23, 2010  <b>Date of International Registration Status:</b> Sep. 16, 2010  <b>Date of Automatic Protection:</b> Mar. 16, 2012
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### TM Staff and Location Information

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**TM Staff Information - None**

**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Aug. 23, 2011

# United States of America

United States Patent and Trademark Office



**Reg. No. 4,014,539**

**Registered Aug. 23, 2011**

**Int. Cl.: 30**

**TRADEMARK**

**PRINCIPAL REGISTER**

SUCROGEN LIMITED (AUSTRALIA CORPORATION)  
LEVEL 8  
100 PACIFIC HIGHWAY, NORTH SYDNEY NSW 2060  
AUSTRALIA

FOR: SUGAR; SUGAR PRODUCTS, NAMELY, GRANULATED SUGAR, POWDERED SUGAR, WHITE SUGAR, REFINED WHITE SUGAR, FINE WHITE SUGAR, COARSE WHITE SUGAR, WHITE SUGAR STICKS, WHITE SUGAR CUBES, WHITE SUGAR CRYSTALS, ICING SUGAR, FLAVORED ICING SUGAR, ICING SUGAR MIXTURES, GLUTEN FREE ICING SUGAR, CASTER SUGAR, CASTOR SUGAR, FLAVORED SUGAR, BAKING SUGAR, JAM SUGAR, COFFEE SUGAR, COFFEE SUGAR CRYSTALS, COFFEE SUGAR STICKS, DEMERARA SUGAR, DEMERARA SUGAR CRYSTALS, DEMERARA SUGAR STICKS, SUGAR CONFECTIONERY, CONFECTIONERY SUGAR, ORGANIC SUGAR, NATURAL SUGAR, BREWING SUGAR, CARBON REDUCED SUGAR, CARBON NEUTRAL SUGAR, BROWN SUGAR, DARK BROWN SUGAR, DARK CANE SUGAR, RAW SUGAR, REFINED RAW SUGAR, UNREFINED RAW SUGAR, RAW SUGAR CUBES, RAW SUGAR STICKS, RAW ICING SUGAR, RAW CASTER SUGAR, RAW BAKING SUGAR, FORTIFIED SUGAR, CANE SUGAR, LOW GI SUGAR, NUTRIENT ENHANCED SUGAR, CALORIE REDUCED SUGAR, SUGAR BLENDS, SUGAR SUBSTITUTES, LIQUID SUGAR, FINE LIQUID SUGAR, AMBER LIQUID SUGAR, DARK LIQUID SUGAR, SUGAR BLENDED WITH ARTIFICIAL SWEETENERS, SUGAR BLENDED WITH NATURAL SWEETENERS, MOLASSES, MOLASSES SYRUP, TREACLE, SUGAR-BASED SYRUPS, FLAVORED SYRUPS, MAPLE SYRUP, FLAVORED MAPLE SYRUP, GOLDEN SYRUP, FLAVORED GOLDEN SYRUP, TREACLE SYRUP, FLAVORED TREACLE SYRUP, HONEY SYRUP, FLAVORED HONEY SYRUP, INVERT SYRUP; NATURAL SWEETENING AGENTS, NAMELY, SUGAR ALCOHOLS, STEVIA; PRODUCTS FOR FLAVORING, SEASONING OR ENHANCING THE FLAVOR OF FOODSTUFFS AND BEVERAGES, NAMELY, SALT, COOKING SALT, SEA SALT FOR COOKING, SEASONED SALT, SPICED SALT, TABLE SALT, SALT FOR FLAVORING FOODS AND BEVERAGES, PEPPER, GROUND PEPPER, SEASONING PEPPERS, SPICES, CURRY SPICES, FOOD PASTE SPICES, HERBS FOR FLAVORING FOODS, DRIED SEASONING HERBS, GARDEN SEASONING HERBS, SEASONINGS, SEASONING BLENDS, COFFEE OILS, MARINADES, MARINADES CONTAINING SPICES AND MARINADES CONTAINING HERBS; FLOUR, NAMELY, PLAIN FLOUR, ORGANIC PLAIN FLOUR, SELF RAISING FLOUR, ORGANIC SELF-RAISING FLOUR, WHOLEMEAL FLOUR, ORGANIC WHOLEMEAL FLOUR, BLEACHED FLOUR, UNBLEACHED FLOUR, CORN FLOUR, RICE FLOUR, NOODLE FLOUR, BUCKWHEAT FLOUR, RYE FLOUR, GLUTEN-FREE FLOUR,



*David J. Kyros*

Director of the United States Patent and Trademark Office

**Reg. No. 4,014,539** MULTIGRAIN FLOUR, SOURDOUGH FLOUR, TAPIOCA FLOUR AND OILSEED FLOUR ,  
IN CLASS 30 (U.S. CL. 46).

THE MARK CONSISTS OF THE WORD "SUCROGEN" BELOW THE DESIGN OF A SINGLE  
DROPLET, HAVING A SERIES OF DIFFERENTLY SHADED BARS EMANATING FROM A  
SINGLE POINT ON THE LEFT SIDE OF THE DROPLET.

OWNER OF INTERNATIONAL REGISTRATION 1047771 DATED 7-23-2010, EXPIRES 7-23-  
2020.

SER. NO. 79-086,115, FILED 7-23-2010.

ANDREA HACK, EXAMINING ATTORNEY



ASIC

Australian Securities & Investments Commission

## Current Company Extract

**Name:** WILMAR SUGAR AUSTRALIA LIMITED

**ACN:** 098 999 985

Date/Time: 29 May 2013 AEST 08:31:35 AM

This extract contains information derived from the Australian Securities and Investments Commission's (ASIC) database under section 1274A of the Corporations Act 2001.

Please advise ASIC of any error or omission which you may identify.

EXTRACT

Organisation Details	Document Number
<b>Current Organisation Details</b>	
Name: WILMAR SUGAR AUSTRALIA LIMITED	7E5230175
ACN: 098 999 985	
ABN: 47098999985	
Registered in: Queensland	
Registration date: 07/12/2001	
Next review date: 01/07/2013	
Name start date: 20/05/2013	
Status: Registered	
Company type: Australian Public Company	
Class: Limited By Shares	
Subclass: Unlisted Public Company	

Address Details	Document Number
<b>Current</b>	
Registered address: Level 8, 100 Pacific Highway, NORTH SYDNEY NSW 2060	7E2898629
Start date: 25/05/2010	
Principal Place Of Business address: Level 8, 100 Pacific Highway, NORTH SYDNEY NSW 2060	7E3121871
Start date: 14/05/2010	

Officeholders and Other Roles	Document Number
<b>Director</b>	
Name: KENNETH JOHN PICARD	7E2870038
Address: 19B Lindley Avenue, NARRABEEN NSW 2101	
Born: 10/08/1954, MANLY, NSW	
Appointment date: 27/04/2010	
Name: SHAYNE WILLIAM RUTHERFORD	7E2870038
Address: 11 Copeland Street, MILTON QLD 4064	
Born: 01/02/1966, NAMBOUR, QLD	
Appointment date: 27/04/2010	
Name: LA-MEI TEO	7E3383102
Address: 11 Jalan Kampong Chantek, Singapore 588595, Singapore	
Born: 13/12/1959, SINGAPORE, SINGAPORE	
Appointment date: 22/12/2010	
Name: MATTHEW JOHN MORGENROTH	7E4725324
Address: 71 Mcnair Road, Singapore, 328549, Singapore	
Born: 29/10/1963, ILLINOIS, UNITED STATES	
Appointment date: 06/06/2012	
Name: JEAN-LUC ROBERT BOHBOT	7E5021272
Address: 12 East Sussex Lane, Singapore 279815, Singapore	
Born: 08/12/1968, BOULOGNE-BILLANCOURT, FRANCE	

Appointment date:	09/05/2011	
Name:	CRAIG DOYLE	7E5021272
Address:	11 Rosedale Court, ANNANDALE QLD 4814	
Born:	13/09/1965, FRANKLIN, TAS	
Appointment date:	01/02/2013	
<b>Secretary</b>		
Name:	DUNCAN WILLIAM SCOTT GLASGOW	025608791
Address:	Unit 30, 81A Gerard Street, CREMORNE NSW 2090	
Born:	26/12/1955, BRISBANE, QLD	
Appointment date:	09/06/2009	
<b>Appointed Auditor</b>		
Name:	ERNST & YOUNG	028145558
Address:	'Ernst & Young Centre World Square' Level 33 680 George Street SYDNEY NSW 2000	
Start date:	06/01/2011	
<b>Ultimate Holding Company</b>		
Name:	WILMAR INTERNATIONAL LIMITED	7E3383102
Org No.:	130 031 453	

**Share Information****Share Structure**

Class	Description	Number issued	Total amount paid	Total amount unpaid	Document number
ORD	ORDINARY SHARES	695931192	695931192.00	0.00	7E4316561

**Financial Reports**

Balance date	Report due date	AGM due date	Extended AGM due	AGM held date	Outstanding	Document number
31/03/2002	31/07/2002				no	018274884
31/03/2003	31/07/2003				no	019069397
31/03/2004	31/07/2004				no	020474768
31/03/2005	31/07/2005				no	021428574
31/03/2006	31/08/2006				no	023150457
31/03/2007	31/07/2007				no	023951437
31/03/2008	31/07/2008				no	024967559
31/03/2009	31/07/2009				no	025973040
31/03/2010	31/07/2010				no	026699388
31/12/2011	30/04/2012				no	028145558
31/12/2012	30/04/2013				no	028435988

**Documents**



Note: Where no Date Processed is shown, the document in question has not been processed. In these instances care should be taken in using information that may be updated by the document when it is processed. Where the Date Processed is shown but there is a zero under No Pages, the document has been processed but a copy is not yet available.

Date received	Form type	Date processed	Number of pages	Effective date	Document number
30/07/2010	388A (FR 2010) Financial Report Financial Report - Public Company Or Disclosing Entity	19/08/2010	41	31/03/2010	026699388
22/08/2010	484C Change To Company Details Change Of Principal Place Of Business (Address)	22/08/2010	2	22/08/2010	7E3121871
22/12/2010	484 Change To Company Details 484D Change To Ultimate Holding Company 484E Appointment Or Cessation Of A Company Officeholder	22/12/2010	2	22/12/2010	7E3383102
22/12/2010	2602A Notification Of Financial Assistance Details Approval By Company's Own Members	11/01/2011	15	22/12/2010	027430493
24/12/2010	2601 Notification Of Intention To Give Financial Assistance	13/01/2011	2	10/01/2011	027430524
09/02/2011	315A Notice Of Resignation Or Removal Of Auditor Resignation Of Auditor	18/02/2011	2	07/02/2011	027210333
12/05/2011	484E Change To Company Details Appointment Or Cessation Of A Company Officeholder	12/05/2011	2	12/05/2011	7E3663789
05/03/2012	484 Change To Company Details 484O Changes To Share Structure 484G Notification Of Share Issue	05/03/2012	2	05/03/2012	7E4316558
05/03/2012	484 Change To Company Details 484O Changes To Share Structure 484G Notification Of Share Issue	05/03/2012	2	05/03/2012	7E4316561
30/04/2012	388 (FR 2011) Financial Report 388E Company - Appoint Change Name/address Of Auditor 388A Financial	29/05/2012	36	31/12/2011	028145558

	Report - Public Company Or Disclosing Entity				
18/09/2012	484E Change To Company Details Appointment Or Cessation Of A Company Officeholder	18/09/2012	2	18/09/2012	7E4725324
13/02/2013	484 Change To Company Details 484E Appointment Or Cessation Of A Company Officeholder 484A1 Change Officeholder Name Or Address	13/02/2013	3	13/02/2013	7E5021272
30/04/2013	388H (FR 2012) Financial Report Financial Report - Large Proprietary Company That Is Not A Disclosing Entity	10/05/2013	36	31/12/2012	028435988
20/05/2013	205A Notification Of Resolution Changing Company Name	20/05/2013	2	20/05/2013	7E5230175

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